

STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS - LAND USE
REGULAR MEETING
MEETING AGENDA
WEDNESDAY, NOVEMBER 17, 2021, 9:00 AM
COUNTY ADMINISTRATION CENTER, ROOM 310
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

- A. REGULAR SESSION: Meeting was called to order at 9:00 a.m.

PRESENT: Supervisors Nathan Fletcher, Chair; Nora Vargas, Vice-Chair; Joel Anderson; Terra Lawson-Remer; Jim Desmond; also, Ryan Sharp, Assistant Clerk of the Board of Supervisors.

(Members of the Board of Supervisors attended the meeting via teleconference and participated in the meeting to the same extent as if they were present, pursuant to Resolution No. 21-168, adopted November 2, 2021.)

- B. Closed Session Report
- C. Non-Agenda Public Communication: Opportunity for members of the public to speak to the Board on any subject matter within the Board's jurisdiction but not an item on today's agenda.
- D. Approval of the Statement of Proceedings/Minutes for the meeting of November 3, 2021.

ACTION:

ON MOTION of Supervisor Fletcher, seconded by Supervisor Vargas, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of November 03, 2021.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- E. Consent Calendar
- F. Discussion Items

NOTICE: THE BOARD OF SUPERVISORS MAY TAKE ANY ACTION WITH RESPECT TO THE ITEMS INCLUDED ON THIS AGENDA. RECOMMENDATIONS MADE BY COUNTY STAFF DO NOT LIMIT ACTIONS THAT THE BOARD OF SUPERVISORS MAY TAKE. MEMBERS OF THE PUBLIC SHOULD NOT RELY UPON THE RECOMMENDATIONS IN THE BOARD LETTER AS DETERMINATIVE OF THE ACTION THE BOARD OF SUPERVISORS MAY TAKE ON A PARTICULAR MATTER.

Board of Supervisors' Agenda Items

- | Agenda # | Subject |
|-----------------|---|
| 1. | THIRD AMENDMENT TO THE JOINT EXERCISE OF POWERS AGREEMENT WITH ALPINE UNION SCHOOL DISTRICT FOR THE DEVELOPMENT OF RECREATION FACILITIES IN THE COMMUNITY OF ALPINE
[FUNDING SOURCES: AVAILABLE PRIOR YEAR PLDO AREA 27 ALPINE FUND FUND BALANCE]
(4 VOTES) |
| 2. | AUTHORIZE DIRECTOR OF THE DEPARTMENT OF PARKS AND RECREATION TO NEGOTIATE CHANGES TO THE SAN DIEGUITO RIVER VALLEY JOINT EXERCISE OF POWERS AGREEMENT AND PREPARE OPERATING RULES FOR THE MISSION TRAILS REGIONAL PARK TASK FORCE AND APPOINT ALTERNATES |
| 3. | EXTENSION OF PERFORMANCE COMPLETION DATES ON VARIOUS SECURED AGREEMENTS TO COMPLETE SUBDIVISION IMPROVEMENTS

(RELATES TO SANITATION DISTRICT AGENDA NO. SA1) |
| 4. | ESTABLISH APPROPRIATIONS, ADVERTISE AND AWARD CONSTRUCTION CONTRACTS FOR COUNTYWIDE ASPHALT CONCRETE OVERLAY AND SLURRY SEAL TREATMENTS FOR FISCAL YEAR 2021-22 AND APPROVE REIMBURSEMENT AGREEMENTS BETWEEN THE COUNTY OF SAN DIEGO AND THE CITIES OF SAN DIEGO AND CHULA VISTA FOR ROAD RESURFACING
[FUNDING SOURCES: SB-1, TRANSNET, CITY OF SAN DIEGO REVENUE AGREEMENT, CITY OF CHULA VISTA REVENUE AGREEMENT, COMMITTED ROAD FUND, AVAILABLE PRIOR YEAR ROAD FUND FUND BALANCE, PRD ZONES' AVAILABLE PRIOR YEAR FUND BALANCE, AND BENEFIT ASSESSMENTS AND SPECIAL TAXES FROM PROPERTY OWNERS]
(4 VOTES) |
| 5. | ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: TRAFFIC ADVISORY COMMITTEE (11/03/2021 - ADOPT RECOMMENDATIONS; 11/17/2021 - SECOND READING OF ORDINANCES) |
| 6. | UPDATE ON THE REGIONAL DECARBONIZATION FRAMEWORK |
| 7. | PURSUIING PARTNERSHIPS TO INCREASE RECREATIONAL ACCESS TO RESERVOIRS |
| 8. | PUBLIC COMMUNICATION |

1. SUBJECT: THIRD AMENDMENT TO THE JOINT EXERCISE OF POWERS AGREEMENT WITH ALPINE UNION SCHOOL DISTRICT FOR THE DEVELOPMENT OF RECREATION FACILITIES IN THE COMMUNITY OF ALPINE (DISTRICT: 2)

OVERVIEW

The County of San Diego (County) Department of Parks and Recreation (DPR) operates over 100 parks and recreational facilities throughout the region. At times, DPR partners with other organizations to provide enhanced park and recreational opportunities in underserved communities through a Joint Exercise of Powers Authority (JEPA) when another agency provides operation and maintenance for new recreational facilities. The County previously entered into a JEPA with the Alpine Union School District (AUSD) in the community of Alpine. On August 20, 1996 (I.H), the Board of Supervisors (Board) approved a JEPA to fund development of Boulder Oaks Neighborhood Park on property owned, operated, and maintained by the AUSD. Two amendments to the JEPA provided funding for additional active recreation improvements operated and maintained by AUSD at Boulder Oaks Elementary School and Joan MacQueen Middle School.

AUSD has proposed to rehabilitate an existing underutilized decomposed granite (DG) multi-use sports field at Joan MacQueen Middle School. Once completed, improvements will be open to the public during non-school hours and include an artificial turf multi-use sports field and Americans with Disabilities Act (ADA) improvements to increase field access. To support these efforts, District Two Neighborhood Reinvestment Program provided AUSD with \$300,000 on December 8, 2020 (11). An additional \$900,000 in funding is needed to construct the proposed improvements. DPR evaluated the AUSD proposal and determined that the funding request is eligible for the use of Park Land Dedication Ordinance (PLDO) funds. PLDO funds are impact fees collected from residential development projects to ensure new residents have access to parks and recreational facilities. Collected PLDO fees are used for park land acquisition and construction of new recreational improvements or improvements to existing recreational uses within the same community in which the PLDO fees were collected.

The County does not currently operate any parks in the Alpine community, and this project will improve access to recreation in this underserved community. The first County park in Alpine is currently in design, and construction is anticipated to begin in fall 2022. The proposed multi-use sports field at Joan MacQueen Middle School will complement the amenities planned at Alpine County Park, which do not include a multi-use sports field. The proposed multi-use sports field will provide recreational space for Joan MacQueen students during and after school, sports leagues, and the Alpine community at large.

The requested action will authorize the Director, Department of Parks and Recreation to execute the third amendment to the JEPA with AUSD and will establish appropriations of \$900,000 in the PLDO Area 27 Alpine Fund based on available prior year PLDO Area 27 Alpine Fund fund balance for multi-use sports field improvements at Joan MacQueen Middle School. If approved, construction is expected to begin in winter 2021 with completion anticipated in summer 2022.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed action is exempt from the California Environmental Quality Act (CEQA) pursuant to the CEQA Guidelines sections 15301, 15303, 15304, and 15311.
2. Establish appropriations of \$900,000 in Park Lands Dedication Ordinance (PLDO) Area 27 Alpine Fund, for recreational facility improvements at Joan MacQueen Middle School based on available prior year PLDO Area 27 Alpine Fund fund balance. **(4 VOTES)**
3. Authorize the Director, Department of Parks and Recreation, or designee, to execute the Third Amendment to Joint Exercise of Powers Agreement with the Alpine Union School District for the development of recreation facilities in the community of Alpine.

EQUITY IMPACT STATEMENT

The JEPA with AUSD will create new recreational opportunities for the public. The project includes a new artificial turf multi-use sports field in the Alpine community that will be open to the public during non-school hours and on weekends. Alpine does not currently have any County parks or sports fields. It is anticipated that the artificial turf multi-use sports field and the Americans with Disabilities Act improvements will have a positive health impact on all demographics in the county, including the underserved, low-income portions of the Alpine community by providing a new recreational amenity that is open and accessible for all people.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2021-22 Operational Plan for the Park Lands Dedication Ordinance (PLDO) Area 27 Alpine Fund. If approved, this request will result in current year costs of \$900,000 in the PLDO Area 27 Alpine Fund for recreation improvements at Joan MacQueen Middle School. The funding source is available prior year PLDO Area 27 Alpine Fund fund balance. There will be no change in net General Fund costs and no additional staff years. Annual operations and maintenance costs of the improvements will be the responsibility of the Alpine Union School District.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Desmond, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

2. SUBJECT: AUTHORIZE DIRECTOR OF THE DEPARTMENT OF PARKS AND RECREATION TO NEGOTIATE CHANGES TO THE SAN DIEGUITO RIVER VALLEY JOINT EXERCISE OF POWERS AGREEMENT AND PREPARE OPERATING RULES FOR THE MISSION TRAILS REGIONAL PARK TASK FORCE AND APPOINT ALTERNATES (DISTRICTS: 2, 3, 5)

OVERVIEW

The County of San Diego (County) participates in the management of multiple regional parks that involve coordination and partnerships with other local agencies. Two such regional parks are the San Dieguito River Valley Regional Open Space Park (San Dieguito River Park) and the Mission Trails Regional Park.

The San Dieguito River Park is a regional park that extends along a 55-mile corridor beginning at the mouth of the San Dieguito River in Del Mar and extending east past Julian to Volcan Mountain. The San Dieguito River Park amenities include over 35 miles of trail, restored historic structures such as the Sikes Adobe, and several wetlands restoration sites. The San Dieguito River Park is managed by the San Dieguito River Valley Regional Open Space Park Joint Powers Authority (JPA), which was formed as a separate agency in 1989. The JPA was formed through implementation of a Joint Exercise of Powers Agreement (JEPA) between the County of San Diego (County) and the cities of San Diego, Del Mar, Escondido, Poway, and Solana Beach, which are collectively referred to as the JPA member agencies. The San Dieguito River Park JEPA was last updated in 2015 and has a 50-year term.

The JPA is governed by a board (JPA Board) that is comprised of representatives from each JPA member agency and a member of the community. The County Supervisors for District 2 and District 3 are currently the County representatives on the JPA Board. The San Dieguito River Park JEPA also specifies that JPA Board members shall have alternates that may serve in their absence. Currently, neither County representative on the JPA Board has an alternate. Per the current terms of the JEPA, one of the County's alternates may be selected from the County Board of Supervisors (Board) and one may be a designee (non-elected official) appointed by the Board. The County is proposing to modify the terms of the JEPA so that both County alternates may be designees appointed by the Board. This would ensure the County is consistently represented on the JPA Board.

Mission Trails Regional Park (MTRP) is an approximately 9,000-acre regional park centrally located in the jurisdiction of the City of San Diego (City) and the City of Santee, and within proximity to the City of La Mesa and the City of El Cajon. Due to its central location, MTRP was originally envisioned as one of the largest urban parks in the west and continues to be one of the most highly visited recreational amenities in the region. Currently, the County and the City operate and manage MTRP under a JEPA that was last updated on March 3, 2021.

MTRP is governed by a task force (the MTRP Task Force) that consists of elected officials from jurisdictions that are within the vicinity of MTRP. The MTRP Task Force includes elected officials from the County, the City of San Diego, the City of Santee, and the City of La Mesa, as well as one community member that is selected from the MTRP Citizens Advisory Committee. The County Supervisors for District 2 and District 3 are currently the County representatives on the MTRP Task Force. Per the current terms of the MTRP JEPA, there are no provisions for alternates that could serve on the MTRP Task Force in the absence of its current members. However, the MTRP JEPA states that the MTRP Task Force may

adopt rules and regulations as required to conduct meetings and business, such as operating rules. The County is proposing to prepare operating rules that would allow both County representatives on the MTRP Task Force to have alternates that would be designees (non-elected officials) appointed by the County Board of Supervisors. This would ensure the County is consistently represented on the MTRP Task Force.

Today's requested action will have two steps. First, the Board is asked to authorize the Director of the County Department of Parks and Recreation (DPR) to negotiate changes to the San Dieguito River Park JEPA and prepare operating rules for the MTRP Task Force that would allow the County representatives each to have Board-appointed designees (non-elected officials) serve as their alternates. Second, if the San Dieguito River Park JEPA changes and the MTRP Task Force operating rules are prepared as proposed, the Board is asked to appoint representatives from the community to serve as alternates on the San Dieguito River Park JPA Board and on the MTRP Task Force.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15061(b)(3).
2. Authorize the Director of the County of San Diego (County) Department of Parks and Recreation to negotiate and enter into changes to the San Dieguito River Valley Regional Open Space Park Joint Exercise of Powers Agreement (JEPA) to allow both County representatives to have Board-appointed designees (non-elected officials) serve as their alternates.
3. If changes to the San Dieguito River Valley Regional Open Space Park JEPA are made as proposed under Recommendation 2, appoint a representative from the community as an alternate representative for the County of San Diego to serve on the Board for the San Dieguito River Valley Regional Open Space Park Joint Powers Authority in the absence of the Supervisor from District 2.
4. If changes to the San Dieguito River Valley Regional Open Space Park JEPA are made and executed as proposed under Recommendation 2, appoint a representative from the community as an alternate representative for the County of San Diego to serve on the Board for the San Dieguito River Valley Regional Open Space Park Joint Powers Authority in the absence of the Supervisor from District 3.
5. Authorize the Director of County Department of Parks and Recreation to negotiate and adopt operating rules for the Mission Trails Regional Park Task Force that would allow both County representatives to have Board-appointed designees (non-elected officials) serve as their alternates.
6. If operating rules for the Mission Trails Regional Park Task Force are prepared and adopted as proposed under Recommendation 5, appoint a representative from the community as an alternate representative for the County of San Diego to serve on the Mission Trails Regional Park Task Force in the absence of the Supervisor from District 2.

7. If operating rules for the Mission Trails Regional Park Task Force are prepared and adopted as proposed under Recommendation 5, appoint a representative from the community as an alternate representative for the County of San Diego to serve on the Mission Trails Regional Park Task Force in the absence of the Supervisor from District 3.

EQUITY IMPACT STATEMENT

Appointing alternates to serve as representatives on the JPA Board for the San Dieguito River Park and on the Task Force for will ensure the County has representation and expresses County interests related to both regional parks. The San Dieguito River Park and the MTRP are regional assets that provide accessible recreational and educational experiences related to the natural and cultural resources of San Diego county. It is anticipated that the requested action will ensure the County is represented on the JPA Board and the MTRP Task Force, so that both regional parks continue to provide residents and visitors with diverse ideas, perspectives, and backgrounds an opportunity to engage in experiences with San Diego county's open spaces and recreational opportunities.

FISCAL IMPACT

There is no fiscal impact associated with the Board appointing alternate representatives to serve on the JPA Board for the San Dieguito River Valley Regional Open Space Park and the Task Force for the Mission Trails Regional Park. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Desmond, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

3. **SUBJECT: EXTENSION OF PERFORMANCE COMPLETION DATES ON VARIOUS SECURED AGREEMENTS TO COMPLETE SUBDIVISION IMPROVEMENTS (DISTRICT: 5)**

OVERVIEW

The San Diego County Code of Regulatory Ordinances establishes the requirements for time extensions for completion of required improvements on private development subdivisions. Subdivision developers, as conditions of their permits, are often required to construct specific improvements that benefit the public, such as roads and storm drainage systems. In many cases, these improvements are accepted by the County of San Diego (County) into the County-maintained system to be owned, operated, and maintained by the Department of Public Works (DPW) in perpetuity.

Subdivision Improvement Agreements and the requirement for developers to provide security ensure that any required improvements are constructed for approved and mapped subdivisions. The security amount is 100% of the total estimate of the improvements, conditioned on the developer's completion of the improvements listed in the agreement, and

an additional amount of 50% securing payment for labor and materials in the event the developer does not complete the improvements as required. If a developer defaults without completing the improvements included in the subdivision improvement agreement, this security can be used to finance completion of the required improvements.

However, under certain circumstances, the County is able to grant a time extension that allows the developer additional time to complete construction, while simultaneously preserving the County's rights to have the public improvements constructed by the developer. It is not uncommon for development projects to take an extended time to complete. Construction schedules can be affected by the economy, the developer's circumstances, permitting, site conditions, and other related factors. DPW staff monitor the status of Subdivision Improvement Agreements and the associated work. If developers need additional time and wish to extend the agreement, they are able to submit an extension request and provide a current cost estimate of remaining work. DPW staff reviews the estimate to confirm the total security is adequate based on construction progress and estimated costs for remaining work based on current pricing. If staff determine a time extension is warranted, staff will then bring the request forward for Board consideration.

This is a request for the Board of Supervisors (Board) to approve two-year extensions of performance completion dates for the following subdivisions in District 5:

1. Tract No. 5365-4 (Map No. 15891), Harmony Grove Village Unit 4, located in the North County Metro area. This project has two (2) non-residential lots, and the overall area is 36.8 acres.
2. Tract No. 4744-1 (Map No. 13602), Rimrock, located in the North County Metro area. This project has 70 residential lots, and the overall area is 196.6 acres.

Staff has determined the two-year extensions to complete improvements are warranted in both cases due to requests from each of the developers to extend the time for completion, the County's continued interest in receiving the improvements, and the absence of negative impacts associated with later delivery. Because neither development has progressed yet to the point where the improvements are needed for use, staff believes there are no adverse consequences to granting the developer additional time to complete the improvements. Therefore, staff is recommending the County accept the delayed completion of the public improvements. Staff has also determined that there is adequate improvement security (i.e., capacity through a bond or other financial instrument) to guarantee completion of the remaining work for the agreement, should that become necessary in the future.

Today's request is for:

1. The County Board of Supervisors to approve the extension of the performance completion dates in subdivision agreements for developments referenced by Tract No. 5365-4 and Tract No. 4744-1 to November 17, 2023, for street and drainage Improvements.
2. The County of San Diego Sanitation District Board of Directors to approve the extension of the performance completion dates in subdivision agreements for developments referenced by Tract No. 5365-4 to November 17, 2023, for sewer facilities.

**RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER**

Acting as the Board of Supervisors:

1. Find, in accordance with Section 15060(c)(3) of the California Environmental Quality Act (CEQA) Guidelines that extension of the performance completion dates in subdivision agreements to complete subdivision improvements is not a “project” as defined in Section 15378 of the state CEQA Guidelines.
2. Extend, to November 17, 2023, the performance completion dates in subdivision agreements for developments referenced by Tract No. 5365-4 and Tract No. 4744-1.

Acting as the Board of Directors of the San Diego County Sanitation District

Extend, to November 17, 2023, the performance completion dates in subdivision agreements for development referenced by Tract No. 5365-4 and Tract No. 4744-1.

EQUITY IMPACT STATEMENT

It is anticipated the extension will have a positive impact by allowing time for infrastructure to be completed by the developer for the benefit of the unincorporated communities where the projects are located. This infrastructure includes street and drainage improvements along with water and sewer facilities. Bioretention basins and tree wells will also be installed to address stormwater quality. The effort will not adversely affect equity or result in unintended consequences to public health, housing, food, access and affordability, or jobs.

FISCAL IMPACT

There is no fiscal impact associated with these recommendations. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

(RELATES TO SANITATION DISTRICT AGENDA NO. SA1)

ACTION:

This item was pulled from consent for discussion.

ON MOTION of Supervisor Desmond, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

4. **SUBJECT: ESTABLISH APPROPRIATIONS, ADVERTISE AND AWARD CONSTRUCTION CONTRACTS FOR COUNTYWIDE ASPHALT CONCRETE OVERLAY AND SLURRY SEAL TREATMENTS FOR FISCAL YEAR 2021-22 AND APPROVE REIMBURSEMENT AGREEMENTS BETWEEN THE COUNTY OF SAN DIEGO AND THE CITIES OF SAN DIEGO AND CHULA VISTA FOR ROAD RESURFACING (DISTRICTS: 1, 2, 3, & 5)**

OVERVIEW

The County of San Diego (County) Department of Public Works (DPW) maintains nearly 2,000 centerline miles of roads in unincorporated San Diego county. Centerline miles

represent the total length of the roads regardless of the number of lanes or overall roadway width. The County's average Pavement Condition Index, an industry standard rating system used to rate the condition of roads, dropped from 70, which is considered a good pavement condition, in 2012 to 60 in 2016. Maintaining aging road infrastructure had become increasingly challenging particularly with rising construction costs, declining State revenues, and a statewide road improvement funding mechanism that relies not only on vehicle fees but also on gas tax revenues as we transition to zero-emission vehicles.

On April 28, 2017, Senate Bill 1 (SB-1) was approved to address the statewide funding gap for road maintenance. SB-1 was estimated to generate \$54 billion in revenue statewide between Fiscal Year (FY) 2017-18 and FY 2026-27 to fund transportation infrastructure needs across California. The California State Association of Counties projected that the County would receive approximately \$538 million of SB-1 revenues during that ten-year period. On May 2, 2017 (11), the Board of Supervisors (Board) approved the use of SB-1 funding to improve the condition of road surfaces within the entire County-maintained road network.

To be eligible to receive SB-1 revenue, the Board must adopt a resolution each year approving a list of proposed projects, or road resurfacing locations, and submit the resolution and proposed list to the California Transportation Commission (CTC). On April 7, 2021 (10), the Board adopted the annual resolution and proposed list of roads to be resurfaced during FY 2021-22 using SB-1 revenue. On June 1, 2021, the resolution and proposed list of roads were submitted to the CTC. Following submission of the proposed list, DPW performed a thorough engineering design review of the roads and evaluated projected SB-1 funding levels. This allowed DPW to confirm the initial designs, coordinate planned activities with stakeholders, and adjust the amount of road resurfacing work in FY 2021-22 based on anticipated SB-1 funding levels. The reviews and budget evaluation resulted in changes to the proposed list of roads and coordination with neighboring cities.

Coordinating resurfacing activities with neighboring cities for roads that cross city/County boundaries can allow the complete resurfacing of roads divided by city/County boundaries that are largely invisible to the public. Roads that are ideal for resurfacing coordination generally include small segments of city roads that are attached to longer segments of County roads. DPW has identified two County-maintained roads that cross into the City of San Diego and six County-maintained roads that cross into the City of Chula Vista where resurfacing coordination will be mutually beneficial and better serve residents by increasing efficiency and reducing impacts to the public. Agreements have been developed between these cities and the County, which will allow DPW to be reimbursed for the actual costs associated with resurfacing the city portions of these eight roads in DPW's FY 2021-22 road resurfacing program. These roads include Enrico Fermi Drive and Airway Drive within the City of San Diego (Otay Mesa Community) and El Rancho Vista, Vista del Rancho, Via de Laurencio, Claire Avenue, Country Trails, and Country Trails Court within the City of Chula Vista. DPW's updated road resurfacing list includes approximately 111.16 centerline miles of County-maintained roads to be resurfaced with available road resurfacing funding that is included in the FY 2021-22 Operational Plan and the two city revenue agreements.

DPW also provides road maintenance services for 68 Permanent Road Division Zones (PRD Zones). PRD Zones are special districts that provide private road maintenance services and are funded through property owner assessments and special taxes. DPW has identified up to 3.34 centerline miles of road resurfacing in five PRD Zones. Road work was identified through field reviews and coordinated with property owners in each PRD Zone.

This is a request to authorize the Clerk of the Board to implement, upon receipt, reimbursement agreements with the City of San Diego and the City of Chula Vista for payment of costs to the County to complete road resurfacing work and for the Board to establish appropriations and approve the advertisement and subsequent award of multiple construction contracts to the lowest responsive and responsible bidders for asphalt concrete overlay and slurry seal treatments on County-maintained and select city-maintained roads. The estimated construction cost for County-maintained and city-maintained roads for FY 2021-22 is \$43,041,203, including an 8% contingency for unforeseen conditions that may arise during construction. The estimated construction cost for the PRD Zone roads is \$1,379,400, including a 20% contingency for unforeseen conditions. The funding sources for County-maintained roads are SB-1, TransNet, and Road Fund fund balance. The funding sources for city-maintained roads are revenue agreements with the City of San Diego and the City of Chula Vista. The funding sources for the PRD Zone roads are special district revenues from each PRD Zone. Advertisement and award of the four construction contracts is scheduled for winter 2021-22. Construction is scheduled to begin in spring 2022 and be completed by the end of 2022.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find in accordance with Section 15301(c) of the California Environmental Quality Act (CEQA) that the proposed project is categorically exempt from CEQA review because it involves the maintenance of existing public roads involving no or negligible expansion of existing use.
2. Establish appropriations of \$7,041,203 in the Department of Public Works Road Fund for the AC Overlay 2122 A (North), AC Overlay 2122 B (South), and AC Overlay 2122 C (East) projects based on City of San Diego Agreement (\$817,388), City of Chula Vista Agreement (\$223,815), and available prior year Road Fund fund balance (\$6,000,000).
(4 VOTES)
3. Authorize the Director, Department of Purchasing and Contracting, to advertise and award multiple construction contracts and to take other actions authorized by Section 401 et seq. of the Administrative Code with respect to contracting for asphalt concrete overlay and slurry seal treatment projects on County-maintained, city-maintained and PRD Zone roads.
4. Authorize the Clerk of the Board to execute, upon receipt, the revenue agreements with the Cities of San Diego and Chula Vista for road resurfacing in accordance with Attachment A and Attachment B.
5. Designate the Director, Department of Public Works, as the County Officer responsible for administering the agreements with the cities of San Diego and Chula Vista and the construction contracts in accordance with Board Policy F-41, Public Works Construction Projects.

EQUITY IMPACT STATEMENT

The Department of Public Works (DPW) utilizes best management practices when maintaining County-maintained roads that include the application of slurry seals and asphalt overlays within appropriate intervals that prevent more costly maintenance treatments or reconstruction in the future. This includes the use of pavement management software that models and predicts the rate of deterioration of roads. To supplement this data, DPW staff performs routine inspections of roads in need of repair that are identified by the pavement management software or the community through a variety of sources such as the Tell Us Now! mobile app and toll-free hotlines. This information is evaluated by DPW and used to develop a list of roads requiring maintenance that is proportionately distributed throughout the unincorporated region. Over 70% of the roads on the maintenance list are located within underserved communities as defined in the combined CalEnviro 2.0 and Healthy Places Index GIS layer and will provide significant benefits to the residents, including enhancements to the Americans with Disabilities Act pedestrian ramps and drainage improvements. Road resurfacing to improve the condition of roads facilitates transit and allows cars and buses to travel to underserved communities to bring workers to job centers. County of San Diego construction contracts are also competitively and publicly advertised and bid and help stimulate the local economy.

FISCAL IMPACT

Funds for this request are included in the Permanent Road Divisions (PRD) Program and partially included in the Fiscal Year 2021-22 Operational Plan in the Department of Public Works Road Fund. If approved, construction costs are estimated to be \$44,420,603, including an 8% contingency for County-maintained roads and 20% contingency for PRD Zone roads for unforeseen conditions that may arise during construction. The funding sources are SB-1 (\$26,254,802), TransNet (\$5,700,000), City of San Diego revenue agreement (\$817,388), City of Chula Vista revenue agreement (\$223,815), Committed Road Fund (\$4,045,198), available prior year Road Fund fund balance (\$6,000,000), PRD Zones' available prior year fund balance, and benefit assessments and special taxes from property owners (\$1,379,400). There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

Road resurfacing to improve the condition of the roads facilitates transit and allows cars and buses to travel to underserved communities to bring workers to job centers. County of San Diego construction contracts are also competitively and publicly advertised and bid and help stimulate the local economy. All workers employed on public works projects must be paid prevailing wages determined by the California Department of Industrial Relations, according to the type of work and location of the project.

ACTION:

ON MOTION of Supervisor Desmond, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**5. SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
TRAFFIC ADVISORY COMMITTEE (11/03/2021 - ADOPT
RECOMMENDATIONS; 11/17/2021 - SECOND READING OF
ORDINANCES) (DISTRICTS: 2 & 5)**

OVERVIEW

On November 3, 2021 (07), the Board of Supervisors took action to further consider and adopt the Ordinance on November 17, 2021.

As part of the Department of Public Works (DPW) traffic engineering program, the Board of Supervisors (Board) established the Traffic Advisory Committee (TAC) in the 1960s as an aid in providing uniform traffic regulations throughout the unincorporated areas of the county. The goal of the TAC is to make recommendations to the Board on traffic matters to provide communities in the unincorporated region with a road system that strives to enhance safety and reduce congestion. To accomplish this, traffic policies are established to provide persons using the road system with consistent and uniform regulations. In order to be effective, these policies are designed to be legally enforceable so that the majority of motorists will comply. The TAC meets every six weeks to review proposed additions, deletions, or changes to regulatory traffic control devices such as speed limits, stop signs, traffic signals, and parking regulations on County of San Diego (County) maintained roads. Upon receipt of a request or recommendation for a traffic regulation in unincorporated areas of the county, the TAC reviews and investigates the requested item including engineering and traffic condition studies.

The TAC recommends the Board act on seven items from the July 23, 2021, TAC meeting agenda:

District	Item	Location	Action
2	2-A	Aurora Drive, Lakeside	Reduce the 40 MPH speed limit to 35 MPH and certify
2	2-B	Olde Highway 80, Flinn Springs	Reduce the 50 MPH speed limit to 45 MPH and certify
2	2-D	Austin Drive, Spring Valley	Certify the 45 MPH speed limit
2	2-E	Kempton Street and Saint George Street, La Presa	Establish an all-way stop intersection
2	2-F	Gillespie Drive and Saint George Street, La Presa	Establish an all-way stop intersection
5	5-A	Rancho Santa Fe Road/La Bajada/Los Morros, Rancho Santa Fe	Certify the 40 MPH speed limit
5	5-B	Paradise Mountain Road, Valley Center	Certify the 45 MPH speed limit

Item 2-C was not discussed at the TAC meeting and therefore there is no recommendation at this time.

Approval of Items 2-A, 2-B, 2-D, 5-A, and 5-B would support speed enforcement which increases roadway safety and retains mobility. Properly posted speed limits provide feedback to drivers to improve traffic safety, reduce the number and severity of collisions, and allow for fair enforcement.

Approval of Items 2-E and 2-F would provide safety enhancement measures for pedestrians, bicyclists, and all other roadway users by assigning a full stop to all approaches at an intersection. Properly posted stop controls at intersections reduce the number and severity of collisions by assuring reasonable drivers enter intersections at a low speed and have more time to take heed of the traffic situation.

The Board's action on Items 2-D, 2-E, 2-F, 5-A, and 5-B does not revise the San Diego County Code of Regulatory Ordinances (County Code) and therefore does not require a second hearing.

Board direction on November 3, 2021, would allow implementation by DPW. The Board's action on Items 2-A and 2-B would introduce an ordinance to amend speed limit zones. This action would revise County Code and requires two steps. On November 3, 2021, the Board would consider the TAC items. If the Board takes action as recommended on November 3, then on November 17, 2021, a second reading and adoption of ordinances amending County Code would be necessary to implement the Board's direction.

RECOMMENDATION(S)
TRAFFIC ADVISORY COMMITTEE

District 2:

Item 2-A. Aurora Drive from Los Coches Road to Highway 8 Business in Lakeside - Reduce the existing 40 MPH speed limit to 35 MPH and certify the 35 MPH speed limit for radar enforcement.

Item 2-B. Olde Highway 80 from Lake Jennings Park Road to Dunbar Lane in Flinn Springs - Reduce the existing 50 MPH speed limit to 45 MPH and certify the 45 MPH speed limit for radar enforcement.

Item 2-D. Austin Drive from Sweetwater Springs Boulevard to Calavo Drive in Spring Valley - Certify the existing 45 MPH speed limit for radar enforcement.

Item 2-E. Kempton Street and Saint George Street in La Presa - Establish an all way stop intersection.

Item 2-F. Gillespie Drive and Saint George Street in La Presa - Establish an all way stop intersection.

District 5:

Item 5-A. Rancho Santa Fe Road/La Bajada/Los Morros from the Encinitas city limit to La Granada in Rancho Santa Fe - Certify the existing 40 MPH speed limit for radar enforcement.

Item 5-B. Paradise Mountain Road from North Lake Wohlford Road to the end of County maintenance (near Sierra Vista Road) in Valley Center - Certify the existing 45 MPH speed limit for radar enforcement.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Consider and adopt the following Ordinance:

ORDINANCE ADDING SECTION 72.161.17.5. AND AMENDING SECTION 72.169.96. OF THE SAN DIEGO COUNTY CODE RELATING TO SPEED LIMITS ON COUNTY MAINTAINED ROADS IN SAN DIEGO COUNTY (Items 2-A & 2-B).

EQUITY IMPACT STATEMENT

The review of traffic signs and roadway markings supports vehicle safety on County of San Diego maintained roads. The transportation system must be safe for all road users, for all modes of transportation, in all communities and for people of all incomes, races and ethnicities, ages and abilities. The Department of Public Works' (DPW) actions must be sensitive to community desires and needs, striving to include the voice of every community in traffic safety. Understanding travel patterns, where fatal and serious injury crashes are occurring and the disproportionate impacts on certain communities will allow DPW to identify actions to address the underlying factors and causes and improve safety.

DPW's Local Road Safety Program reviews fatal and severe injury collisions along road segments within the unincorporated areas of the county and utilizes the Healthy Places Index and other tools to ensure our most vulnerable and underserved populations are prioritized. The Traffic Advisory Committee relies on the Local Road Safety Plan and performs reviews of regulatory traffic control devices such as signs and markings. While adherence to sign and marking standards developed by the California Department of Transportation is crucial to obtaining the compliance of the majority of drivers, the Traffic Advisory Committee also relies on various community engagement methods such as the Tell Us Now! mobile app, toll-free hotlines, and a customer service request program to intake reports on a wide variety of traffic concerns and ensure the concerns are addressed.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2021-22 Operational Plan for the Department of Public Works Road Fund. If approved, there will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Desmond, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10762 (N.S.), entitled: ORDINANCE ADDING SECTION 72.161.17.5. AND AMENDING SECTION 72.169.96. OF THE SAN DIEGO COUNTY CODE RELATING TO SPEED LIMITS ON COUNTY MAINTAINED ROADS IN SAN DIEGO COUNTY.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

6. SUBJECT: UPDATE ON THE REGIONAL DECARBONIZATION FRAMEWORK (DISTRICTS: ALL)

OVERVIEW

The global climate is changing, and nowhere are the effects felt more acutely than at the local level. This includes a higher frequency and intensity of extreme heat events, droughts, wildfires, storms and sea level rise. Furthermore, the growing economic, social, and environmental impacts associated with a changing climate are causing immediate and long-term damages to our communities, ecosystems, food production, health, safety, jobs, businesses, and our overall quality of life in the San Diego region.

In light of these realities, on January 27, 2021 (3), the San Diego County (County) Board of Supervisors (Board) directed the Chief Administrative Officer to develop the Regional Decarbonization Framework (Framework), a guide to achieve zero carbon emissions in the region. This Framework, created in partnership with the University of California San Diego (UC San Diego) School of Global Policy and Strategy and the University of San Diego Energy Policy Initiatives Center (EPIC), includes strategies and initiatives to achieve zero carbon emissions in the region by mid-century to align with State targets. On July 14, 2021 (3), the Board received an update on the Framework, which outlined the following three guiding principles that shape the development of the Framework to reach zero carbon emissions: (1) Data-Driven Approach, (2) Regional Collaboration, and (3) Stakeholder Input.

Led by County staff, a team of technical experts utilized the latest data and modeling techniques to conduct regional baseline assessments of greenhouse gas emissions across transportation, renewable energy, land use, buildings and jobs. The baseline assessments provided a science-based starting place from which pathways could be identified to reduce carbon emissions in each of these sectors of the San Diego regional economy. These baseline assessments and science-based pathways make up the technical reports included as Attachment A and will form the basis of future policy recommendations.

The scale and pace of this effort will require partnerships between public and private sectors, particularly, business, labor and environmental communities. It will necessitate each level of government working with the private sector to implement policies for carbon reduction within its respective jurisdiction, but also collaborate vertically and horizontally across jurisdictions to align long-term goals. This draft Framework provides policymakers, private industry, and stakeholders in the San Diego region with the information needed to chart an objectively measurable path towards implementation of their decarbonization goals.

Today's action is to receive an update on the Regional Decarbonization Framework.

**RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed actions are not subject to CEQA per Section 15060(c)(3) of the CEQA Guidelines because receiving an update on the Regional Decarbonization Framework is administrative in nature and is not a project as defined in CEQA Guidelines Section 15378(b)(5).
2. Receive an Update on the Draft Regional Decarbonization Framework.

EQUITY IMPACT STATEMENT

The Draft Regional Decarbonization Framework (“Framework”) is centered on equity. The voices of communities of concern were critical in the development of this framework and will continue to play an important role through the implementation of this Framework. The newly established Office of Environmental and Climate Justice will coordinate between community groups and public agencies in terms of capacity building, as well positioning the historically disadvantaged communities in leveraging state/federal resources on climate mitigation, adaptation and resiliency. Here are some examples of equity considerations within the Framework:

- (1) The renewable energy analysis presents a scenario that prioritizes rooftop solar and urban infill solar in communities where the economic development, good-paying local jobs, potential air quality benefit, and reducing emissions from thermal plants, would have high societal value. They found that this scenario could result in between 5-30% reduction in infrastructure development on previously undisturbed land (namely, greenfield development). If coupled with apprenticeship programs, job training opportunities could be significant.
- (2) The land use analysis found potential to create substantial negative emissions through expanding urban tree cover. The numerous co-benefits of increased urban canopy cover and urban tree distribution include furthering regional equity goals and improving social welfare through better air and water quality, cooling effects, and aesthetic improvements.
- (3) The local policy opportunity analysis will assess whether and how Climate Action Plans across the region integrate social equity considerations. It will then consider the equity implications of these local policies and potential for regional collaboration. As an example, what equity implications result from widespread electrification of buildings and transportation, and could regional programs be developed to address any impacts?

FISCAL IMPACT

There are no fiscal impacts associated with this action. Funds for the initial University of San Diego School of Global Policy and Strategy contract are included in the Fiscal Year 2021-22 Operational Plan for the Land Use and Environment Group Executive Office. Staff will return to the Board with future actions related to implementation of the Regional Decarbonization Framework that could have a fiscal impact, which would be included in future Operational Plans.

BUSINESS IMPACT STATEMENT

The Regional Decarbonization Framework will help businesses and workers in San Diego county by providing a guiding framework for climate-related jobs and investments through the advancement of science and technological innovations, economic resiliency efforts, new renewable energy generation and storage projects, clean technology in transportation and building systems, research and development in greenhouse gas capture and storage, economic benefits from emissions reductions and the associated high-quality job creation in the green economy.

ACTION:

ON MOTION of Supervisor Vargas, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

7. **SUBJECT: PURSUING PARTNERSHIPS TO INCREASE RECREATIONAL ACCESS TO RESERVOIRS (DISTRICTS: ALL)**

OVERVIEW

San Diego's reservoirs provide much more to the region beyond storing water. They give thousands of citizens an opportunity for recreation. The COVID-19 pandemic demonstrated that outdoor activities are essential for everyone to enjoy exercise in a safe environment. The region's 24 reservoirs allow for fishing, boating, hiking, picnicking, and more.

Due to budget constraints, several reservoirs throughout the region that are owned and operated by various agencies other than the County of San Diego are not open to the public during several days of the week. For those that have a longer drive to access the Pacific Ocean, this presents a hindrance to enjoying the water resources of the region. For example, five reservoirs managed by the City of San Diego located within the unincorporated County have been closed an additional day each month since July 2019 due to budget reductions. This is in addition to the regularly scheduled days when they are not open. El Capitan Reservoir-located in the unincorporated Lakeside community and operated by the City-is closed to the public every Wednesday and Thursday, and the first Friday of each month.

Though it can be understood that municipal budgets are not unlimited, the nearby residents dependent on these public resources deserve to have reliable access to recreation. Access to publicly owned land is vitally important for the overall health of our communities. Outdoor recreation can provide stress relief, socialization, and nature appreciation through physical interaction with the natural world . In times of crisis or disaster, outdoor recreation also provides an important means of coping. Loss of access to outdoor recreation opportunities inhibits individuals' abilities to engage with restorative natural environments and escape the pressures of the crisis .

Today's action calls for the County of San Diego's Department of Parks and Recreation (DPR) to begin discussions with the public entities that manage reservoirs in the unincorporated area to determine the feasibility of providing operational support for the recreational use of reservoirs on a permanent basis. This includes, but is not limited to, the City of San Diego, the San Diego County Water Authority, and the Sweetwater Authority. The County DPR team has an established track record of providing quality access to the region's recreational assets and is well equipped to begin the process of engaging our valued regional partners to determine how to maximize the use of these treasured recreational resources.

RECOMMENDATION(S)
SUPERVISOR JOEL ANDERSON

1. Find that the proposed actions are not subject to CEQA per Section 15060(c)(3) of the CEQA Guidelines because the action is exploring the feasibility of operational hours of existing reservoirs used for recreation is not a project as defined in CEQA Guidelines Section 15378(b)(5). Pursuing partnerships for additional recreational activities is an administrative exercise, and any agreements, plans, funding, or additional approvals will be reviewed consistent with the CEQA Guidelines at the appropriate time.
2. Direct the County of San Diego Department of Parks and Recreation to coordinate with the City of San Diego, San Diego County Water Authority, Sweetwater Authority, and other valued regional stakeholders, to determine the feasibility and costs of the Department of Parks and Recreation providing operational support for the recreational use of reservoirs located in the unincorporated area on a permanent basis and report back to the Board in 180 days.

EQUITY IMPACT STATEMENT

Improving recreational access to the San Diego region’s reservoirs will enhance the quality of life for County residents and visitors of all ages. Recreational access promotes health and wellness, safe communities, and civic pride for all walks of life within the region. Expanding the opportunity to access nature and recreational opportunities near water can improve the physical, intellectual, social, and emotional health for our residents.

FISCAL IMPACT

There are no fiscal impacts associated with this action. There may be future fiscal impacts associated with future recommendations included in the report back to the Board, resulting from the direction to staff to coordinate with the City of San Diego, San Diego County Water Authority, Sweetwater Authority, and other regional stakeholders, to determine the feasibility and costs of the Department of Parks and Recreation providing operational support for the recreational use of reservoirs located in the unincorporated area on a permanent basis. Any such recommendations would need to return and be approved by the Board.

BUSINESS IMPACT STATEMENT

The proposed actions will help businesses and workers in San Diego County through the advancement of potentially expanded recreational programming opportunities at the reservoirs.

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended.

AYES: Anderson, Lawson-Remer, Fletcher, Desmond
ABSENT: Vargas

8. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW

JP Theberge spoke to the Board regarding Board of Supervisors meeting time.

Barbara Gordon spoke to the Board regarding the changes to the Board's Rules of Procedures.

Nancy Logan spoke to the Board regarding marijuana public nuisance.

Peggy Walker spoke to the Board regarding DUI deaths caused by marijuana use.

Kathleen Lippitt spoke to the Board regarding marijuana commercialization.

Mark Wilcox spoke to the Board regarding hemp cultivation farms and pesticides.

KB Strange spoke to the Board regarding marijuana storefronts and cultivation.

Kelly McCormick spoke to the Board regarding the marijuana black market and legalization.

Ann Riddle spoke to the Board regarding marijuana prevention.

Katheryn Rhodes spoke to the Board regarding the lack of emergency shelters in unincorporated areas.

ACTION:

Heard, Referred to the Chief Administrative Officer.

There being no further business, the Board adjourned at 12:26 p.m.

ANDREW POTTER
Clerk of the Board of Supervisors
County of San Diego, State of California

Consent: Ruffier

Discussion: Zurita

NOTE: This Statement of Proceedings sets forth all actions taken by the County of San Diego Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.